

Declaration for Patent Application

Case No. 14/040 US

Docket Number: 0652.1880000/REF/KKV

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter that is claimed and for which a patent is sought on the invention entitled Methods for Producing the Anaphase Promoting Complex, the specification of which is attached hereto unless the following box is checked:

- ☒ was filed on November 11, 1997 (I.A. Filing Date);
as United States Application Number (To Be Assigned) or PCT International Application Number
PCT/EP97/06268; and
was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT international application, which designated at least one country other than the United States listed below, and have also identified below any foreign application for patent or inventor's certificate, or PCT international application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application(s) | | | Priority Claimed |
|---|-----------------------------|--|---|
| <u>EP 96118297.9</u> (Application No.) | <u>Germany</u> (Country) | <u>November 14, 1996</u> (Day/Month/Year Filed) | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No |
| _____ (Application No.) | _____ (Country) | _____ (Day/Month/Year Filed) | <input type="checkbox"/> Yes <input type="checkbox"/> No |

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

| | |
|----------------------------|------------------------|
| _____ (Application No.) | _____ (Filing Date) |
| _____ (Application No.) | _____ (Filing Date) |

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or under § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information that is material to patentability as defined in 37 C.F.R. § 1.56 that became available between the filing date of the prior application and the national or PCT international filing date of this application.

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|----------------------------|------------------------|--|
| _____ (Application No.) | _____ (Filing Date) | _____ (Status - patented, pending, abandoned) |
| _____ (Application No.) | _____ (Filing Date) | _____ (Status - patented, pending, abandoned) |

Send Correspondence to:

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.
1100 New York Avenue, N.W.
Suite 600
Washington, D.C. 20005-3934

Direct Telephone Calls to:

(202) 371-2600

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | |
|-------------------------------------|---|
| Full name of sole or first inventor | 1-00 Kim NASMYTH |
| Signature of sole or first inventor | X <i>[Signature]</i> 3.5.99 Date X |
| Residence | Vienna, AUSTRIA Aux |
| Citizenship | Great Britain |
| Post Office Address | Sonnenfelsgasse 5/13 A-1010 Vienna, AUSTRIA |
| Full name of second inventor | 2-00 Wolfgang ZACHARIAE |
| Signature of second inventor | X <i>[Signature]</i> 3.5.99 Date X |
| Residence | Vienna, AUSTRIA Aux |
| Citizenship | Germany |
| Post Office Address | Eduard Poetzel-Gasse 3-7/26 A-1190 Vienna, AUSTRIA |
| Full name of third inventor | 3-00 Marta GALOVA |
| Signature of third inventor | X <i>[Signature]</i> 29.4.1999 Date X |
| Residence | Vienna, AUSTRIA Aux |
| Citizenship | Slovakia |
| Post Office Address | Kolschitzkygasse 14-18/4/3 A-1040 Vienna, AUSTRIA |

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POWER OF ATTORNEY FROM ASSIGNEE

Case No. 14/040 US
Docket Number: 0652.1880000/REF/KKV

Boehringer Ingelheim International GmbH, a corporation of Germany, having a principal place of business at D-55216 Ingelheim am Rhein, GERMANY, is assignee of the entire right, title and interest for the United States of America (as defined in 35 U.S.C. § 100), by reason of an Assignment to the Assignee executed on April 29, May 3, 1999 of an invention known as Methods for Producing the Anaphase Promoting Complex (Attorney Docket No. 0652.1880000/REF/KKV), which is disclosed and claimed in a patent application of the same title by the inventor(s) Kim NASMYTH, Wolfgang ZACHARIAE, and Marta GALOVA (said application filed on November 11, 1997 [I.A. Filing Date] at the U.S. Patent and Trademark Office, having Application Number PCT Int. Appl. No. PCT/EP97/06268).

The Assignee hereby appoints the following U.S. attorneys to prosecute this application and any continuation, divisional, continuation-in-part, or reissue application thereof, and to transact all business in the U.S. Patent and Trademark Office connected therewith: Robert Greene Sterne, Registration No. 28,912; Edward J. Kessler, Registration No. 25,688; Jorge A. Goldstein, Registration No. 29,021; Samuel L. Fox, Registration No. 30,353; David K.S. Cornwell, Registration No. 31,944; Robert W. Esmond, Registration No. 32,893; Tracy-Gene G. Durkin, Registration No. 32,831; Michele A. Cimbala, Registration No. 33,851; Michael B. Ray, Registration No. 33,997; Robert E. Sokohl, Registration No. 36,013; Eric K. Steffe, Registration No. 36,688; Michael Q. Lee, Registration No. 35,239; and Steven R. Ludwig, Registration No. 36,203. The Assignee hereby grants said attorneys the power to insert on this Power of Attorney any further identification that may be necessary or desirable in order to comply with the rules of the U.S. Patent and Trademark Office.

Send correspondence to:

Sterne, Kessler, Goldstein & Fox P.L.L.C.
1100 New York Avenue, N.W.
Suite 600
Washington, D.C. 20005-3934
U.S.A.

Direct phone calls to 202-371-2600.

FOR: Boehringer Ingelheim International GmbHSIGNATURE: XBY: X Dr. Dieter LaudienTITLE: X Director, Corporate Patent DepartmentDATE: X May 21, 1999RECEIVED
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